

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
EL DORADO DIVISION

UNITED FIRE & CASUALTY CO.

PLAINTIFF

v.

Civil No. 07-1009

EVERS & WHATLEY ELECTRIC, INC.,  
WILLIAM FOGLE, AND JOHN HUITT

DEFENDANTS

**JUDGMENT**

NOW on this 1st day of May 2008, in the above-referenced matter, comes on for this Court's consideration Defendant John Huitt's Motion for Summary Judgment (document #36), Plaintiff United Fire's Cross-Motion for Summary Judgment (document #39), and the responses thereto. For the reasons set forth in the Court's Order of this date, the Court finds that Plaintiff United Fire's Cross-Motion for Summary Judgment (document #39) should be, and it hereby is, **DENIED**, and Defendant John Huitt's Motion for Summary Judgment (document #36) should be, and it hereby is, **GRANTED**.

Further, judgment should be, and it hereby is, entered in favor of Defendants John Huitt, William Fogle, and Evers & Whatley Electric, Inc. and against United Fire & Casualty Company; and United Fire's complaint is dismissed with prejudice.

IT IS SO ORDERED.

/s/ Jimm Larry Hendren  
JIMM LARRY HENDREN  
UNITED STATES DISTRICT JUDGE